

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**CIVIL MINUTES – GENERAL**

No.	CV 22-09440-SSS (AS)	Date	April 24, 2023
Title	<i>Charles Justus IV v. R.C. Johnson, et. al..</i>		

Present: The Honorable	Alka Sagar, United States Magistrate Judge
Alma Felix	Not reported
Deputy Clerk	Court Reporter / Recorder
Attorneys Present for Plaintiff:	Attorneys Present for Defendants:
Not present	Not present

**Proceedings (In Chambers): ORDER TO SHOW CAUSE RE LACK OF PROSECUTION**

On February 17, 2023, the Court issued an Order dismissing Plaintiff's Complaint with leave to amend. (Dkt. No. 8). Plaintiff was directed to file a First Amended Complaint within thirty days of the Court's Order. Id. at 7. Plaintiff was "explicitly warned that failure to timely file a First Amended Complaint will result in dismissal for failure to prosecute and/or failure to comply with a court order." Id. at 8.

To date, Plaintiff has failed to file a First Amended Complaint or seek an extension of time to do so. Accordingly, Plaintiff is **ORDERED TO SHOW CAUSE, in writing, no later than May 24, 2023**, why this action should not be dismissed with prejudice for failure to prosecute. This Order will be discharged upon the filing of a First Amended Complaint that complies with the Court's February 17, 2023 Order or upon the filing of a declaration under penalty of perjury stating why Plaintiff is unable to file a First Amended Complaint.

If Plaintiff no longer wishes to pursue this action, he may request a voluntary dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1). A notice of dismissal form is attached for Plaintiff's convenience. Plaintiff is warned that a failure to timely respond to this Order will result in a recommendation that this action be dismissed with prejudice under Federal Rule of Civil Procedure 41(b) for failure to prosecute and obey court orders.

**IT IS SO ORDERED.**

cc: Sunshine Suzanne Sykes  
United States District Judge